

Cote, J

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

USDC SDNY
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DOC #:
DATE FILED: 1/7/2011

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RFP LLC,

Plaintiff / Counterclaim Defendant,

v.

SCVNGR, INC.,

Defendant / Counterclaim Plaintiff.

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SCVNGR, INC.,

Third-Party Plaintiff,

v.

BARRY ROSENBLOOM,

Third-Party Defendant.

10 Civ. 8159 (DLC)

**STIPULATION AND
~~PROPOSED~~ ORDER
REGARDING
EXTENSION OF TIME
TO FILE OPPOSITION
TO MOTION TO
DISMISS AND TO FILE
REPLY**

-----X
Pursuant to Federal Rule of Civil Procedure 6(b)(1)(A), Defendant/Counterclaim

Plaintiff/Third-Party Plaintiff SCVNGR, Inc. ("SCVNGR"), Plaintiff/Counterclaim Defendant RFP LLC ("RFP"), and Third-Party Defendant Barry Rosenbloom ("Rosenbloom") (collectively, the "Parties") do hereby stipulate and agree that (1) SCVNGR shall have up to and including January 27, 2011 to file an opposition to RFP and Rosenbloom's Motion to Dismiss SCVNGR, Inc.'s Third and Fourth Counterclaims and Third-Party Complaint (Doc. #14); and (2) RFP and Rosenbloom shall have up to and including February 10, 2011 to file their reply to SCVNGR's opposition.

As grounds for this stipulation and proposed order, the Parties state that due to the holiday season, SCVNGR requires an additional 14 days to oppose RFP and Rosenbloom's Motion to Dismiss and RFP and Rosenbloom require an additional 7 days to file a reply. Pursuant to 1(E) of this Court's Individual Practices in Civil Cases, the Parties also state the

following: (1) RFP and Rosenbloom filed their Motion to Dismiss on December 30, 2010; (2) under Local Civil Rule 6.1(b), SCVNGR has up to and including January 13, 2011 to oppose the Motion to Dismiss and RFP and Rosenbloom have up to and including January 20, 2011 to file a reply; and (3) the Parties have filed one previous request for an extension of time (Stipulation and [Proposed] Order Regarding Acceptance of Service of Process and Extension of Time to Respond to Counterclaims and Third-Party Complaint) which was granted (Doc. #9).

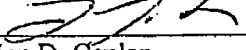
Accordingly, the Parties hereby request that SCVNGR's deadline to file its opposition to RFP and Rosenbloom's Motion to Dismiss be extended to January 27, 2011 and that RFP and Rosenbloom's deadline to file their reply be extended to February 10, 2011.

This stipulation is submitted without prejudice to any claims or defenses available to SCVNGR, RFP, or Rosenbloom under the Federal Rules of Civil Procedure or other applicable law.


So ordered:

Quinn Cole
1/7/11

Respectfully submitted,

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Defendant RFP LLC and Third-Party
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Attorneys for Defendant/Counterclaim
Plaintiff/Third-Party Plaintiff
SCVNGR, Inc.

Dated: January 6, 2011

SO ORDERED this ____ day of _____, 2011:

Hon. Denise L. Cote
United States District Judge

